

On June 27, 1931, no claimant having appeared for the property, judgment of condemnation was entered, and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18656. Misbranding of K-K-K Keyser's "Pink" Kold Kapsules. U. S. v. 2 Dozen Packages of K-K-K Keyser's "Pink" Kold Kapsules. Default decree of condemnation and destruction. (F. & D. No. 26177. I. S. No. 28270. S. No. 4445.)

Examination of a drug product, known as Keyser's "Pink" Kold Kapsules, from the shipment herein described having shown that the carton, circular, and display card bore statements representing that the article possessed curative or therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Western District of Pennsylvania.

On April 6, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of two dozen packages of K-K-K Keyser's "Pink" Kold Kapsules at Johnstown, Pa., alleging that the article had been shipped by the Keyser Chemical Co. (Inc.), Roanoke, Va., on or about March 6, 1931, and had been transported from the State of Virginia into the State of Pennsylvania, and charging misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that the capsules contained salol, quinine sulphate, camphor, powdered ginger, powdered capsicum, and aloin.

It was alleged in the libel that the article was misbranded in that the following statements appearing on the labeling, regarding the curative or therapeutic effects of the said article, were false and fraudulent: (Retail carton) "Keyser's 'Pink' Kold Kapsules for * * * La Grippe;" (circular) "Keyser's 'Pink' Kold Kapsules * * * They * * * act on the liver thereby arousing the secretions to action and relieving congestion;" (display card in shipping container) "For Influenza, La Grippe * * * Etc. take Keyser's 'Pink' Kold Kapsules."

On June 5, 1931, no claimant having appeared for the property, judgment of condemnation was entered and it was ordered by the court that the product be destroyed by the United States marshal.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18657. Adulteration and misbranding of Gold Bond Sterilseptic toilet powder. U. S. v. 139 Packages of Gold Bond Sterilseptic Powder. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26272. I. S. No. 29220. S. No. 4578.)

Examination of a drug product, known as Gold Bond Sterilseptic toilet powder, from the shipment herein described having shown that the article was represented to be antiseptic, whereas it was not, also that the labeling contained statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of New York.

On April 23, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel, and on May 25, 1931, an amended libel, praying seizure and condemnation of 139 packages of Gold Bond Sterilseptic toilet powder, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by the Gold Bond Sterilizing Powder Co., Fairhaven, Mass., on or about March 19, 1931, and had been transported from the State of Massachusetts into the State of New York, and charging adulteration and misbranding in violation of the food and drugs act as amended.

Analysis of a sample of the article by this department showed that it consisted of talc and boric acid, with small proportions of volatile oils including eucalyptol and methyl salicylate. Bacteriological examination showed that the article was not antiseptic.

It was alleged in the libel as amended that the article was adulterated in that it fell below the professed standard of "antiseptic," under which it was sold.

Misbranding was alleged for the reason that the following statements appearing on the carton and can labels and in the circulars, regarding the curative or therapeutic effects of the article, were false and fraudulent, since it con-

tained no ingredient or combination of ingredients capable of producing the effects claimed: (Circular on top of cartons in shipping package) "Gold Bond Sterilseptic Healing Toilet Powder is indispensable in the treatment of all skin afflictions, * * * cuts * * * for hospital use in treating Bed Sores, Eczema * * * Varicose Veins, * * * the most effective treatment in the prevention and healing of all skin irritations to which the baby is subject * * * it * * * heals and sterilizes the human skin and membranes, * * * renders the skin free from bacteria. * * * To prevent and counteract * * * pyorrhea, brush the teeth vigorously with Gold Bond Powder, and use it in a solution as a mouth wash and gargle;" (carton) "Hives, eczema, bed sores, chicken pox, measles, scarlet fever, pimples * * * is a Superior Healing Powder;" (can) "Hives, Eczema, Bed Sores, Chicken Pox, Measles, Scarlet Fever, Pimples * * * Cuts;" (circular) "Healing Toilet Powder. A scientifically prepared healing powder, * * * Gold Bond Sterilseptic Healing Toilet Powder is especially recommended for the relief of infant skin irritations such as Stomach, Teething and Diaper Rash, * * * Good skin, health, happiness and beauty usually is the reward for all who use it. * * * For the nursery it stands pre-eminent, giving instant relief to children suffering from skin troubles peculiar to the young, and should be used liberally on all parts of the body as a preventive against contagious diseases. This powder is prescribed by leading physicians all over the country for hives, eczema, salt rheum, scrofula, * * * chicken pox, measles and scarlet fever, * * * tetter, cuts, scratches, * * * For Leucorrhoea—The muco-purulent discharge from the vagina and the uterine cavity, commonly called 'whites.' Gold Bond Sterilseptic Healing Toilet Powder dusted thoroughly about and over the inflamed surfaces of the affected parts will aid in relieving the burning irritation and in healing the inflamed and tender skin and absorb the adherent moisture. * * * allays all irritation, removes and prevents pimples, blackheads, freckles, moth-patches, * * * purifies * * * the skin, * * * recognized for twenty years by doctors, nurses and mothers as the most effective treatment in the prevention and healing of all skin irritations to which the baby is subject. It is equally effective in deodorizing and sterilizing the human skin and membranes and being unlike anything else in formula and healing character it performs the seemingly impossible. * * * Gold Bond Sterilseptic Powder * * * is beneficial for your teeth and gums. * * * Sterilseptic—stands for * * * That which is Healing."

The following statements appearing in the labeling, which this department deemed to be false and misleading, were also charged in the libel, as amended, to be false and fraudulent: (Carton) "Is recognized by the Nation's leading Physicians and Surgeons as the World's Standard Antiseptic Toilet Powder;" (can) "Antiseptic * * * Guaranteed by Gold Bond Sterilizing Powder Co. Under the Food and Drugs Act, June 30, 1906, Serial No. 26132;" (circular) "Sterilseptic Healing Toilet Powder * * * is the only * * * antiseptic healing toilet powder known to medical science. * * * its antiseptic healing properties render it invaluable * * * the cleansing antiseptics in this wonderful powder, * * * Gold Bond Sterilseptic Healing Toilet Powder as it tends to destroy parasitical germ life, * * * by combination of the best antiseptics, * * * Sterilseptic—Stands for * * * Antiseptic."

On July 15, 1931, the Gold Bond Sterilizing Powder Co. (Inc.), Fairhaven, Mass., having filed a claim and stipulation for costs, and said claimant having defaulted in filing its answer to the libel, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be destroyed and that costs be taxed against claimant.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18658. Misbranding of Dr. Woolley's bronchial and lung ointment. U. S. v. 45 Small-Sized Boxes, et al., of Dr. Woolley's Bronchial and Lung Ointment. Default decree of condemnation, forfeiture, and destruction. (F. & D. No. 26243. I. S. No. 11749. S. No. 4525.)

Examination of a drug product, known as Dr. Woolley's bronchial and lung ointment, from the shipment herein described having shown that the jar label and the accompanying circulars contained statements representing that the article possessed curative and therapeutic properties which it did not possess, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of California.